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## TRANSMITTAL FORM

*(to be used for all correspondence after initial filing)*

|  |                        |               |
|--|------------------------|---------------|
| Total Number of Pages in This Submission | Attorney Docket Number | 2820-4428.2US |
|--|------------------------|---------------|

| ENCLOSURES (check all that apply)  |  |  |   |
|--|--|--|---|
| <input checked="" type="checkbox"/> Fee Transmittal Form<br><input checked="" type="checkbox"/> Fee Attached<br><input checked="" type="checkbox"/> Amendment in response to office action dated September 11, 2006 <ul style="list-style-type: none"> <li><input type="checkbox"/> After Final</li> <li><input type="checkbox"/> Affidavits/declaration(s)</li> </ul> <input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <ul style="list-style-type: none"> <li><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53</li> </ul> | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address<br><input type="checkbox"/> Terminal Disclaimer<br><input type="checkbox"/> Request for Refund<br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><input type="checkbox"/> Proprietary Information<br><input type="checkbox"/> Status Letter<br><input type="checkbox"/> Other Enclosure(s) (please identify below): |   |
|  |  |  | <input type="checkbox"/> Drawing(s)   |
|  |  |  | <input type="checkbox"/> Licensing-related Papers                                       |
|  |  |  | <input type="checkbox"/> Petition   |
|  |  |  | <input type="checkbox"/> Petition to Convert to a Provisional Application               |
|  |  |  | <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address |
|  |  |  | <input type="checkbox"/> Terminal Disclaimer  |
|  |  |  | <input type="checkbox"/> Request for Refund   |
|  |  |  | <input type="checkbox"/> CD, Number of CD(s) _____                                      |
|  |  |  | <input type="checkbox"/> Landscape Table on CD  |
| <b>Remarks</b>   |  |  |   |
| The Commissioner is authorized to charge any additional fees required but not submitted with any document or request requiring fee payment under 37 C.F.R. §§ 1.16 AND 1.17 TO Deposit Account 20-1469 during pendency of this application.  |  |  |   |
| <b>SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT</b>  |  |  |   |
| Firm   | Trask Britt, P.C.  |  |   |
| Signature  |  |  |   |
| Printed Name   | Brick G. Power   |  |   |
| Date   | December 11, 2006  | Reg. No. 38,581  |   |

### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

|                       |              |
|-----------------------|--------------|
| Signature             |              |
| Typed or printed name | Erika Gandre |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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Effective on 12/08/2004.

Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL for FY 2006

Applicant claims small entity status. See 37 CFR 1.17

TOTAL AMOUNT OF PAYMENT

(\$ ) 50

DEC 14 2006

## Complete If Known

|                      |                   |
|----------------------|-------------------|
| Application Number   | 10/081,953        |
| Filing Date          | 2/22/2002         |
| First Named Inventor | William J. Hennen |
| Examiner Name        | S. Chen           |
| Art Unit             | 1648              |
| Attorney Docket No.  | 2820-4428.2US     |

## METHOD OF PAYMENT (check all that apply)

- Check  Credit Card  Money Order  Other (please identify) : \_\_\_\_\_
- Deposit Account Deposit Account Number: 20-1469 Deposit Account Name: TraskBritt, PC

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

- Charge fee(s) indicated below  Charge fee(s) indicated below, except for the filing fee
- Charge any additional fee(s) or underpayments of fee(s)  Credit any overpayments

Under 37 CFR 1.16 and 1.17

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

## FEE CALCULATION

## 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

| Application Type | FILING FEES |          | SEARCH FEES |          | EXAMINATION FEES |          |                |
|------------------|-------------|----------|-------------|----------|------------------|----------|----------------|
|                  | Fee (\$)    | Fee (\$) | Fee (\$)    | Fee (\$) | Small Entity     | Fee (\$) | Fees Paid (\$) |
| Utility          | 300         | 150      | 500         | 250      | 200              | 100      | _____          |
| Design           | 200         | 100      | 100         | 50       | 130              | 65       | _____          |
| Plant            | 200         | 100      | 300         | 150      | 160              | 80       | _____          |
| Reissue          | 300         | 150      | 500         | 250      | 600              | 300      | _____          |
| Provisional      | 200         | 100      | 0           | 0        | 0                | 0        | _____          |

## 2. EXCESS CLAIM FEES

Fee Description

Each claim over 20 (including Reissues)

Each independent claim over 3 (including Reissues)

Multiple dependent claims

| Total Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | Small Entity | Fee (\$) | Fee (\$) |
|--------------|--------------|----------|---------------|--------------|----------|----------|
| 24           | -22 or HP= 2 | x 25     | = 50          | 50           | 25       | 200      |

HP = highest number of total claims paid for, if greater than 20.

| Indep. Claims | Extra Claims | Fee (\$) | Fee Paid (\$) | Multiple Dependent Claims | Fee (\$) | Fee Paid (\$) |
|---------------|--------------|----------|---------------|---------------------------|----------|---------------|
| —             | - 3 or HP= — | x —      | = —           | —                         | —        | —             |

HP = highest number of independent claims paid for, if greater than 3.

## 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

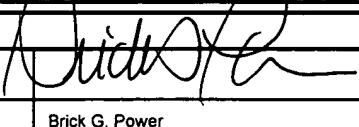
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof | Fee (\$) | Fee Paid (\$) |
|--------------|--------------|--|----------|---------------|
| —            | - 100 = —    | / 50 = — (round up to a whole number) x —        | = —      | —             |

## 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

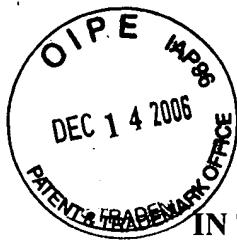
Other (e.g., late filing surcharge) : \_\_\_\_\_

## SUBMITTED BY

|                   |   |                                      |        |           |              |
|-------------------|---|--------------------------------------|--------|-----------|--------------|
| Signature         |  | Registration No.<br>(Attorney/Agent) | 38,581 | Telephone | 801-532-1922 |
| Name (Print/Type) | Brick G. Power  |                                      |        | Date      | 12/11/06     |

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

William J. Hennen

Serial No.: 10/081,953

Filed: February 22, 2002

For: METHODS FOR OBTAINING  
TRANSFER FACTOR FROM AVIAN  
SOURCES, COMPOSITIONS INCLUDING  
AVIAN-GENERATED TRANSFER  
FACTOR, AND METHODS OF USE

Confirmation No.: 6427

Examiner: S. Chen

Group Art Unit: 1648

Attorney Docket No.: 2820-4428.2US

CERTIFICATE OF MAILING

I hereby certify that this correspondence along with any attachments referred to or identified as being attached or enclosed is being deposited with the United States Postal Service as First Class Mail on the date of deposit shown below with sufficient postage and in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

December 11, 2006  
Date

Signature

Erika Gandre  
Name (Type/Print)

AMENDMENT

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Examiner:

This Amendment follows the Office Action of September 11, 2006, the shortened-statutory period for response to which is set to expire on December 11, 2006.

A listing of claims, in which revisions to the claims are set forth, begins on page 2 of this paper; and

Remarks start at page 6 of this paper.